

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2011-092969

01/24/2012

HONORABLE BENJAMIN R. NORRIS

CLERK OF THE COURT

L. Heinzmann

Deputy

IN RE THE MARRIAGE OF
JACQUELINE A SKAATES

LOUIS K LOMBARDO

AND

JOHN F SKAATES

GLORIA L CALES

DOCKET-FAMILY COURT-SE
FAMILY COURT SERVICES-CCC

TRIAL

Courtroom 404 - SEF

Prior to the commencement of this proceeding, Petitioner's exhibits 1 through 19, 48 through 53 and Respondent's exhibits 20 through 47 are marked for identification.

1:56 p.m. This is the time set for Trial regarding a *Petition for Dissolution of a Non-Covenant Marriage (with Children)* filed June 22, 2011. Petitioner/Mother, Jacqueline Skaates, is present and represented by the above-named counsel. Respondent/Father, John F. Skaates, is present and represented by the above-named counsel.

Court Reporter, Luz Franco, is present and taking the official record.

LET THE RECORD REFLECT that in the event the parties wish to order a copy of the transcript from this hearing they are to contact the Court Reporter.

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LET THE RECORD FURTHER REFLECT that a digital audio recording of this proceeding is being made for the Court's use only.

The Court is advised that the parties have reached a full agreement on the remaining issues in this case, which are dictated into the record as follows:

1. Mother shall have exclusive use of the parties' marital residence pending short sale or foreclosure of the residence. Any financial obligations as a result of short sale or foreclosure shall be equally share by the parties on a 50/50 basis.
2. The parties shall file joint federal and state income tax returns for tax year 2011. The parties shall equally share any potential tax refund or tax liability on a 50/50 basis.
3. The parties shall equally share the financial obligation for their Arizona Federal Credit Union and True West vehicle repossession deficit on a 50/50 basis.
4. The parties shall equally share the Kohl's and Best Buy credit card debt as of the service date of Mother's *Petition* on a 50/50 basis.
5. The parties agree that any debt in their respective names shall be the responsibility of that party.
6. Each party shall be entitled to the 401K in their respective names and also shall be solely liable for any loan agreements associated with that 401K.
7. The parties shall divide the two life insurance policies as follows: Mother shall be entitled to the \$2,000.00 cash value life insurance policy (Father's life insured), and Father shall be entitled to the \$1,000.00 cash value life insurance policy (mother's life insured). Father avows that he has no life insurance with any cash value.
8. Mother shall provide health insurance through her employer for the benefit of the parties' minor children. All non-covered medical expenses shall be equally shared by the parties on a 50/50 basis.
9. Mother shall be entitled to keep the personal property currently in her possession with the exception of a couch, table and chair set, 1 television, and one-half of the parties' photographs. The parties shall cooperate in making copies of all photographs and shall equally share any cost therein.

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10. The parties shall equally share the Lunesco and Putnam non-retirement accounts on a 50/50 basis.
11. The parties shall share joint legal custody of their two minor children: Nicholas Skaates (“Nick”), born July 16, 1996, and Matthew Skaates (“Matt”), born January 21, 2000. The parties agree that their child, Nick, shall reside primarily with Mother, and that their child, Matt, shall reside primarily with Father.
12. Mother shall have parenting time with Matt 2-3 days per week in the evenings when Mother is not working, and Father shall have parenting time with Nick on weekends when Father is not working and when Mother is working.
13. Mother shall be entitled to claim the parties’ child, Nick, as an exemption for state and federal tax purposes for all tax years; Father shall claim the parties’ child, Matt, as an exemption for state and federal tax purposes for all tax years.
14. Father shall not seek reimbursement from Mother for any fees associated with Dr. Christiano.
15. Each party shall bar their own attorneys’ fees and costs.
16. Nick shall remain in counseling pending the counselor advising the parties that there is no more need for counseling.
17. Father shall pay the amount of \$350.00 per month as and for non-modifiable spousal maintenance for a period of 30 months, commencing February 1, 2012, by Wage Assignment, unless Mother dies or remarries.
18. Father shall pay the amount of \$350.00 per month as and for child support, commencing February 1, 2012, by Wage Assignment.

LET THE RECORD REFLECT that an Order of Assignment is initiated electronically by the above-named deputy clerk.

19. The parties agree that the total amount of family support shall not exceed \$700.00 for a period of 30 months, commencing February 1, 2012.
20. Mother’s name shall be from Jacqueline A. Skaates to **Jacqueline A. Rothermell**.

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Jacqueline Skaates and John F. Skaates are sworn.

The parties state they are in agreement with the stipulation as stated on the record.

THE COURT FINDS the agreement is not a result of coercion, is fair and equitable, in the best interests of the parties and their minor children and is binding upon both parties pursuant to Rule 69, and the Court adopts the agreement as the order of the Court.

Counsel for the parties stipulate that they shall prepare and lodge a stipulated order as to all agreement set forth as a Rule 69 binding agreement herein. In the event that no stipulated order is received by this Division, the parties' agreements as stated in this minute entry order shall govern. If a stipulated order is indeed lodged with the Court, the Court shall sign the order and that order shall govern.

IT IS ORDERED that all requests for relief not specifically granted herein are hereby denied.

2:24 p.m. Matter concludes.

IT IS FURTHER ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81, *Arizona Rules of Family Law Procedure*.

/ s / JUDGE BENJAMIN R. NORRIS

HONORABLE BENJAMIN R. NORRIS
JUDICIAL OFFICER OF THE SUPERIOR COURT

FILED: Exhibit Release Form

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.